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Date: September 16, 2003

Docket No.: 4450-0403P

MS PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is a patent application claiming priority under 35 U.S.C. § 119(e) of Provisional Application No. 60/410,996 filed on September 16, 2003.

Inventor(s): Michael Y. FRANKEL

For: RECONFIGURABLE OPTICAL NODE WITH DISTRIBUTED SPECTRAL FILTERING

Enclosed are:

- ☒ A specification consisting of twenty-two (22) pages
- ☒ Nine (9) sheet(s) of formal drawings
- ☒ An assignment of the invention
- ☐ Applicant does not claim priority

- ☒ Executed Declaration (☐ Original ☒ Photocopy)
☐ Applicant claims small entity status under 37 C.F.R. § 1.27.
☐ Preliminary Amendment
☐ Application Data Sheet in accordance with 37 C.F.R. § 1.76
☐ Information Disclosure Statement, PTO-1449 and reference(s)
☐ Applicant requests early publication - \$300.00 publication fee
☒ Non-publication Request and Certification under 35 U.S.C. § 122(b)(2)(B)(i)
☒ Other: Preliminary Amendment
☒ Provisional application filed in English:
☒ YES ☐ NO
 If "NO," an English translation with a Statement of Accuracy:
☐ is attached hereto ☐ will follow.

The filing fee has been calculated as shown below:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$750.00	\$37500
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	17- 20 =	0	X 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	1- 3 =	0	x 84 = \$0.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
TOTAL			\$750.00	\$0.00


- ☒ A check in the amount of \$750.00 to cover the filing fee and recording fee (if applicable) is enclosed.

- ☒ A check in the amount of \$750.00 to cover the filing fee and recording fee (if applicable) is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.
- ☒ Please send correspondence to:
BIRCH, STEWART, KOLASCH & BIRCH, LLP or Customer No. 02292
P.O. Box 747
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Michael R. Cammarata, #39,491

MRC/HNS
4450-0403P

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Attachment(s)

(Rev. 08/12/03)